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PCT #5

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231, on the date appearing below.

ELI LILLY AND COMPANY

By

KS Broades

Date

11-15-01PATENT APPLICATIONIN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Eric Wen Su, et al.)
Serial No. : 09/937,636)
Filed : March 22, 2000) Examiner:
For : HOB-BP2h COMPOSITIONS,)
METHODS AND USES THEREOF)
Docket No. : X-12652)

RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTSUNDER 35 U.S.C. 371

Assistant Commissioner for Patents

Washington, D. C. 20231

Sir:

In response to the "Notification of Missing Requirements dated November 02, 2001, the following is provided to conform the above-referenced application with the requirements of 37 C.F.R. §1.497(a) and (b). Enclosed herewith are:

- 1) a copy of the Notification;
- 2) an executed declaration.

Please charge Deposit Account No. 05-0840 in the amount of \$130 for the surcharge required by §1.492(e). The Assistant Commissioner is hereby authorized to charge any additional fees which may be required by this Response, or

Serial No. X-12652

credit any overpayment, to Deposit Account No. 05-0840. An original and two copies of this paper are enclosed.

Respectfully submitted,



Robert L. Sharp
Attorney/Agent for Applicants
Registration No. 45,609
Phone: 317-276-5332

Eli Lilly and Company
Patent Division/RS
Lilly Corporate Center
Indianapolis, Indiana 46285

November 14, 2001

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U.S. APPLICATION NUMBER NO. 09/937,636			FIRST NAMED APPLICANT Eric Wen Su			ATTY. DOCKET NO. X-12652		
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INTERNATIONAL APPLICATION NO.

PCT/US00/06682

I.A. FILING DATE 03/22/2000	PRIORITY DATE 04/02/1999
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Thomas G Plant
Eli Lilly And Company
Patent Division RS
Lilly Corporate Center, IN 46285-0002

Due - 1-2-02

CONFIRMATION NO. 2380

371 FORMALITIES LETTER



OC000000007011348

Date Mailed: 11/02/2001

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as an Elected Office (37 CFR 1.495):

- U.S. Basic National Fees
- Priority Document
- Biochemical Sequence Listing
- Copy of IPE Report
- Copy of references cited in ISR
- Copy of the International Application
- Copy of the International Search Report
- Preliminary Amendments

RECEIVED

NOV 13 2001

ELI LILLY AND CO.
PATENT DIVISION

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- \$130 Surcharge for providing the oath or declaration later than the appropriate 30 months from the priority date (37 CFR 1.492(e)) is required.
- The nucleotide and/or amino acid sequence disclosure contained in this application does not comply with the requirements for such a disclosure as set forth in 37 CFR 1.821-1.825 for the following reason (s):
 - A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 CFR 1.821(e).
 - APPLICANT MUST PROVIDE:

- An initial or substitute computer readable form (CRF) of the "Sequence Listing."
 - A statement that the contents of the paper or compact disc and the computer readable form are the same and, where applicable, include no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b) or 1.825(d).
- For questions regarding compliance to 37 CFR 1.821-1.825 requirements, please contact:
 - For Rules Interpretation, call (703) 308-4216
 - To Purchase PatentIn Software, call (703) 306-2600
 - For PatentIn Software Program Help, call (703) 306-4119 or e-mail at patin21help@uspto.gov or patin3help@uspto.gov

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTH FROM THE DATE OF THIS NOTICE OR BY 22 or 32 MONTHS (where 37 CFR 1.495 applies) FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

SUMMARY OF FEES DUE:

Total additional fees required for this application is **\$130** for a Large Entity:

- **\$130** Late oath or declaration Surcharge.

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

SHAKEEL AHMED

Telephone: (703) 305-3659

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
09/937,636	PCT/US00/06682	X-12652